

PATENT
ATTORNEY DOCKET NO. 50026/022002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Munehide Kano et al. Art Unit: 1632
Serial No.: 09/823,699 Examiner: Qian J. Li
Filed: March 30, 2001 Customer No.: 21559
Title: AIDS VIRUS VACCINES USING SENDAI VIRUS VECTOR

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.59 ACCOMPANYING THE TRANSMITTAL
LETTER FOR SUBMISSION UNDER M.P.E.P. § 724

Applicants hereby petition the Office, under 37 C.F.R. § 1.59, that if the Examiner finds the documents submitted with the concurrently filed Transmittal Letter for Submission Under M.P.E.P. § 724 not to be important in deciding whether to allow the present application to issue as a patent, to expunge these documents and return the copies submitted with the Transmittal Letter in the labeled envelopes.

As required under 37 C.F.R. § 1.59, Applicants authorize the Office to charge \$130.00 to Deposit Account No. 03-2095 for the fee set forth in 37 C.F.R. § 1.17(h).

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If there are any other charges or any credits, please apply them to Deposit Account
No. 03-2095.

Respectfully submitted,

Date: August 21, 2003

Susan M. Michaud
James D. DeCamp, Ph.D. Susan M. Michaud
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Applicants hereby petition to have the Office expunge and return the documents indicated on the enclosed marked-up copy of the Form PTO-1449 submitted with the Information Disclosure Statement (“IDS”) filed on July 31, 2003. The expunged documents are unpublished and contain proprietary information. In addition, Applicants request that the Office redact the Form PTO-1449 submitted with the July 31, 2003 IDS to remove reference to the expunged documents. Alternatively, if the Office does not redact this information, Applicants request that the Form PTO-1449 submitted with the July 31, 2003 IDS be replaced with the revised Form PTO-1449 submitted herewith, which no longer cites the expunged documents. Further, Applicants, in the accompanying Transmittal Letter, re-submit the expunged documents as proprietary materials for consideration in accordance with M.P.E.P. § 724.

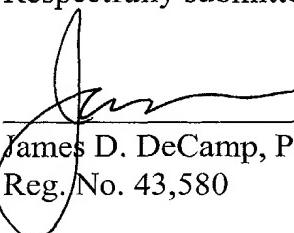
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As required under 37 C.F.R. § 1.59, Applicants enclose a check in the amount of \$130.00 for the fee set forth in 37 C.F.R. § 1.17(h).

If there are any other charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: 21 AUGUST 2003



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